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CCL GROUP INC. & EVELYN TANG

UNITED STATES DISTRICT COURT

FOR DISTRICT OF NORTHERN CALIFORNIA

DANIEL CAI,

Plaintiff,

vs.

CCL GROUP INC., DBA YOTAKA SUSHI
BAR & GRILL, EVELYN TANG & DOES 1
TO 10,

Defendants

Case No.:C07-06444 WHA

**STIPULATION TO CONTINUE THE
INITIAL CASE MANAGEMENT
CONFERENCE**

Plaintiff Daniel Cai, and Defendants CCL Group Inc. and Evelyn Tang, through their respective counsel, hereby stipulate to continue the Case Management Conference as follows:

1. The Initial Case Management Conference in this case is set for March 27, 2008.
2. The Plaintiff counsel will be on a pre-planned family vacation during the spring school break and thus would not be available on March 27, 2008.

2. Furthermore, Plaintiff counsel represents another plaintiff in the case Tang v. CCL Group Inc. (C06-067912 JL) before Judge James Larson. Because two cases allege the identical causes of action concerning Defendants' practice of overtime payment, parties have

1 agreed to consolidate two cases and to conduct the cases before Judge Larson. Plaintiff has filed
2 an Administrative Motion to Determine Whether the Case Shall Be Related. Parties will also file
3 a stipulation to consolidate two cases as well.

4 3. As such, parties stipulate and respectfully request that the Initial Case
5 Management Conference set for March 27, 2008 be taken off the calendar. Parties request that
6 the Court reschedule the Initial Case Management Conference on April 17, 2008, should, in an
7 unlikely event, Judge Larson find the two cases not related and deny parties' stipulation to
8 consolidate this case with the case before him Tang v. CCL Group Inc. (C06-7912JL).

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10 Dated: March 19, 2008

By: /s/ Adam Wang
Attorney for Plaintiff

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13 Dated: March 19, 2008

By: /s/ Ronald Galasi
Attorney for Defendants

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16 [PROPOSED] ORDER

17 Pursuant to parties' stipulation, IT IS HEREBY ORDERED that the Initial Case
18 Management Conference be continued to April 17, 2008. Should Judge Larson find this case
19 related to another case pending before him or order the two cases consolidated, parties should
20 promptly notify this Court to take this matter off this Court's calendar on April 17, 2008.

21 IT IS SO ORDERED.

22 Dated: March _____, 2008

23 By: _____
24 William H. Alsup
25 United States District Judge